



United States Court of Appeals
For the District of Columbia Circuit

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Special Division

UNDER SEAL

July 19, 2000

The Hon. Mark J. Langer,
U.S. COURT OF APPEALS FOR THE
DISTRICT OF COLUMBIA CIRCUIT
Third and Constitution Avenue, N.W.
Washington, DC 20001

Re: Special Agent M. Dennis Sculimbrene

Dear Mr. Langer:

Special Agent M. Dennis Sculimbrene, by counsel and pursuant to 28 U.S.C. § 594(h)(2), respectfully submits the following comments and factual information regarding the "Travel Office" Report ("the Report") prepared by the Office of the Independent Counsel ("OIC").

Special Agent Sculimbrene was a twenty-three (23) year veteran of the Federal Bureau of Investigation ("FBI") who was detailed to The White House beginning in 1985 to conduct background investigations of White House appointees and employees to determine their suitability for White House access. In the early days of the Clinton Administration, Special Agent Sculimbrene was called upon to conduct a background investigation of the new Director of the White House Office of Personnel Security, David Craig Livingstone. During the course of this investigation, Special Agent Sculimbrene conducted interviews of Counsel to the President Bernard Nussbaum and Associate Counsel to the President William H. Kennedy, III, and had Ms. Lori Stallings of The White House Personnel Office conduct a records check on Livingstone. During a July 1996 interview of Special Agent Sculimbrene at his home by FBI Supervisory Agents Duncan Wainwright and Jennifer Esposito, Special Agent Sculimbrene specifically asked the agents if they were aware of any additional interviews that he had conducted during the course of his 1993 background investigation of Livingstone, and they replied in the negative.

Special Agent Sculimbrene conducted literally thousands of background investigations during his tenure at The White House, and has no independent recollection of this particular interview of Nussbaum. However, an Insert prepared by Special Agent Sculimbrene of the interview states that,